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14 *Counsel for Plaintiff*

15 **UNITED STATES DISTRICT COURT**

16 **DISTRICT OF NEVADA**

17 LEX TECNICA, LTD., a Nevada limited  
18 liability company,

19 Case No.: 2:23-cv-00069-APG-EJY

20 Plaintiff,

21 vs.

22 **STIPULATION AND ORDER**

23 VANGUARD FIELD STRATEGIES, LLC, a  
24 Texas limited liability company; AXIOM, LLC  
25 dba AXIOM STRATEGIES, a Texas limited  
liability company; DOES 1 through 100,  
inclusive; and ROE Business Entities 1  
through 100, inclusive;

26 Defendants.

19  
20 The parties, by and through their respective counsel of record, hereby stipulate and agree as  
21 follows:

22 WHEREAS, on January 12, 2023, Community Schools Initiative (“CSI”) filed its Complaint  
23 against Vanguard Field Strategies, LLC (“Vanguard”) (ECF No. 1);  
24

1        WHEREAS, on March 20, 2023, CSI filed its First Amended Complaint (ECF No. 9) adding  
 2 additional defendants Jeff Roe (“Roe”), Axiom LLC (“Axiom”), and Garrison Management Group,  
 3 LLC (“Garrison”);

4        WHEREAS, on April 24, 2023, Defendants filed a Motion to Dismiss (ECF No. 18) the  
 5 First Amended Complaint, in which it argues that (1) if CSI assigned its rights to Lex Tecnica, Ltd.  
 6 as alleged, CSI is no longer the real party in interest and lacks standing to bring this action, and  
 7 (2) this Court lacks personal jurisdiction over defendants Roe, Axiom, and Garrison;

8        WHEREAS, on May 8, 2023, CSI filed a Response to the Motion to Dismiss (ECF No. 22),  
 9 which references it filed and served a Second Amended Complaint pursuant to Fed. R. Civ. P.  
 10 15(a)(1)(B);

11        WHEREAS, the Second Amended Complaint (1) substitutes Lex Tecnica, Ltd. for CSI as  
 Plaintiff, and (2) dismisses Roe and Garrison from the case (ECF No. 21);

12        WHEREAS, in response to the Second Amended Complaint, Defendants filed (1) a Reply  
 13 in Support of their Motion to Dismiss (ECF No. 23), which included a request to strike the Second  
 14 Amended Complaint and argued the Second Amended Complaint did not moot its Motion to  
 15 Dismiss Axiom; and (2) a Motion to Strike the Second Amended Complaint (ECF No. 24);

16        WHEREAS, in an effort to save resources and in furtherance of judicial economy, the parties  
 17 have met and conferred and have come to an agreement regarding the status of aforementioned  
 18 pleadings and motions.

19        THEREFORE, the parties hereby stipulate and agree that as of the date of this stipulation,  
 20 the Second Amended Complaint will be the operative pleading in this case with Lex Tecnica, Ltd.  
 21 substituted as the named plaintiff, and Roe and Garrison no longer defendants.

22        THEREFORE, the parties further stipulate and agree that while all defenses asserted in the  
 23 Motion to Dismiss (ECF No. 18), Reply in Support of Defendants’ Motion to Dismiss (ECF No.  
 24 23), and Motion to Strike (ECF No. 24) are preserved for future filing, ECF Nos. 18, 23 and 24 are  
 25 hereby voluntarily withdrawn.

1 THEREFORE, the parties further stipulate and agree that the remaining Defendants,  
2 Vanguard and Axiom, shall have until June 16, 2023, to Answer, move or otherwise respond to the  
3 Second Amended Complaint.

4 **IT IS SO STIPULATED.**

5 DATED this 2<sup>nd</sup> day of June, 2023.

6 **TAKOS LAW GROUP, LTD.**

7 /s/ Zachary P. Takos  
8 Zachary P. Takos, Esq., Nevada Bar No. 11293  
10785 W. Twain Avenue, Suite 224  
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9 **LEX TECNICA, LTD.**

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13 *Counsel for Plaintiff*

5 DATED this 2<sup>nd</sup> day of June, 2023.

6 **ARMSTRONG TEASDALE LLP**

7 /s/ Jeffrey F. Barr  
8 Jeffrey F. Barr, Esq., Nevada Bar No. 7269  
7160 Rafael River Way, Suite 320  
Las Vegas, Nevada 89113

9 **GRAVES GARRETT LLC**

10 A. Bradley Bodamer, Esq. (pro hac pending)  
George R. Lewis, Esq. (pro hac pending)  
1100 Main Street, Suite 2700  
12 Kansas City, MO 64105

13 *Counsel for Defendants*

14 **IT IS SO ORDERED.**

15   
16 UNITED STATES MAGISTRATE JUDGE  
17 DATE: June 2, 2023